REFERENCE
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TERRE HAUTE, INDIANA

ELENOR GARBER vs PETER GARBER.
Libel for Divorce.
Filed 28th April 1818.

To the Hon^{ble} the Judges of the Circuit Court in the County of Vigo Now sitting:

The Petition of Elinor Garber Humbly Shewith unto your honors

That your petitioner in the year eighteen hundred and fourteen (then under the age of fourteen years and living with her parents in County of Ontario in the State of New York, and whose fathers name was Sole was enticed away from the home and protection of her said parents by Peter Garber and to him Married & who is now her husband, that since which time her said husband hath frequently and for a long time left and stayed away from her to wit: for the term of one year at one time without any cause and without maintaining her in any manner. That about two years ago she and her said husband came to the State of Indiana and lived in the County of Vigo (then County of Sullivan). And that finally in the month of last past (1817) her said husband eloped from her bed and board and enlisted in the Army of the United States under the command of Maj John T. Chunn at Fort Harrison without leaving for her to subsist upon and although often implored on her bended knee she could not prevail upon him to return but he hath always disregarded her humble importunity to return and live with her and he is now and hath been ever since living in adultery with Salinda

And for as much as your petitioner is much agrieved, Most violently abused, the Marriage bed poluted, and not the most distant hope that the least gleam of happiness will ever again dawn upon a marriage contract made under such fraudulent and wicked circumstances, and the vows of which have been so basely violated and after the many and frequent and humble importunities of a faithful and loving wife have been so cruelly insulted She humbly prays that your honors will give unto her relief and grant her a divorce from the bonds of Matrimony.

Property of any description they have none nor have they any children.

And for this she doth pray that your honors will grant unto her your most gracious writ of Subpoena directed to the said Peter Garber commanding him to appear at the next Term of this Court to be holden the fourth Monday of July next to shew cause why a divorce in her favour shall not be decreed.

And your petitioner will ever pray &c.

Elinor Garber

The first Circuit Court of Vigo County met at Truman Blackman's house on the fourth Monday in April (the 27th) with Moses Hoggatt and James Barnes Associate Judges. It was ordered that Nathaniel Huntington be appointed Prosecuting Attorney Pro tem; Nathaniel Huntington, George R. C. Sullivan, Samuel Whittitser and Jonathan Doty were admitted to practice; the Grand Jury was charged and withdrew; John Beard, Lambert & Dickson and Daniel B. Norton entered "AD Quod Damnum" suits; the bonds of Alexander Barnes as Coroner, Truman Blackman as Sheriff and Curtis Gilbert as Recorder and as Clerk were approved and the Court adjourned to meet at Henry Redfords in Terre Haute next day. Tuesday William P. Bennett was admitted to practice; Subpoena was issued in the case of Garber vs G. Grand Jury reported no business and were discharged. In the case of Isaac Colman vs Abr Markle and others jury assessed a fine of six cents and costs.

To the Honorable the Judges of the Circuit court now sitting in and for the county of Vigo in the State of Indiana

The Remonstrance of Truman Blackman Sheriff of the said county of Vigo Humbly sheweth unto the Honorable court

That the county Commissioners duly elected and qualified for the said County of Vigo - not having furnished a good and sufficient Jail by which the said Truman Blackman Sheriff as aforesaid could be enabled to take that care of such persons as by law - the process of this court - and the duties of his office as Sheriff of the said county of Vigo required that he should do He the said Truman Blackman therefore protests against the said County of Vigo for not furnishing a good and sufficient Jail for the said county and Prays that this his protest may be spread upon the Records of this court

July 28th 1818

Truman Blackman

Sheriff P.T.V.C.